

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

03/09/2000

CLERK OF THE COURT
FORM R105B

HONORABLE JAMES H. KEPPEL

L. Mitchell
Deputy

CR 1999-093090

FILED: _____

STATE OF/ARIZONA

DAVID J FLADER

v.

BRANDON M/CANNING

DAVID B CASSIDY

APO-PLEAS-SE
MCSO-DIS
VICTIM WITNESS DIV-CA-SE

PLEA AGREEMENT/CHANGE OF PLEA

9:10 a.m. State is represented by above-named counsel. Defendant is present and represented by above-named counsel.

Court Reporter, Laurie Yazwa, is present.

Executed Plea Agreement is presented to the Court and reviewed with Defendant. Defendant states true name is as noted in the agreement.

The Court advises the Defendant as to the range of possible sentences for the offense, including whether or not probation is available and any other conditions imposed by statute, including special requirements for probation, if available. The Court further advises the Defendant as to all constitutional rights waived by the Plea Agreement.

The Court further advises the Defendant that by entering into a plea agreement that he/she waives the right to have the Arizona Court of Appeals review the proceedings by way of a direct appeal, and may seek review only by filing a Petition for Post Conviction Relief, pursuant to Rule 32 within 90 days of entry of judgment and sentencing.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

03/09/2000

CLERK OF THE COURT
FORM R105B

HONORABLE JAMES H. KEPPEL

L. Mitchell
Deputy

CR 1999-093090

Upon inquiry, the Court finds that the Defendant desires to forego the constitutional rights, that the plea of:

GUILTY is made knowingly, intelligently and voluntarily, not the result of force, threats or promises; that there is a factual basis for the plea; and that the Defendant understands the range of sentences and other penalties available.

The Defendant enters a plea of Guilty to the following crime(s):

OFFENSE: Count I: Burglary in the Third Degree, a class 4 felony, nondangerous and nonrepetitive offense in violation of A.R.S. Sections 13-1501, 1506, 701, 702 and 801 committed on July 27, 1998.

Acceptance of the plea is deferred to time of sentencing.

The defendant having waived the applicable time limits,

IT IS ORDERED setting time for acceptance of plea and sentencing on April 14, 2000 at 8:30 a.m. before Judge James H. Keppel.

IT IS FURTHER ORDERED that a presentence investigation and report be made and that the Defendant, if not in custody, shall immediately report to the Adult Probation Department.

ISSUED: Request for Presentence Report (Green Slip).

IT IS FURTHER ORDERED that the motion to dismiss Count II: CR99-90837, CR99-90853; State will not file felony charges against this defendant arising out of DR 82084860, (Phx) DR98-184874 (Tempe), DR98-132099 (Tempe), DR98-168415 (Tempe), DR82027906 (Phx), 98-28053 (Scottsdale), and 82027886 (Phx), as reflected in the Plea Agreement, will be deemed submitted at the time of sentencing.

FILED: Plea Agreement.

IT IS FURTHER ORDERED affirming prior custody orders.

IT IS FURTHER ORDERED vacating any pending dates.

9:28 a.m. Matter concludes.